

MEETINGS TO DATE 22
NO. OF REGULARS 19
NO. OF SPECIALS 3

LANCASTER, NEW YORK
OCTOBER 4, 1976

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 4th day of October, 1976 at 8:00 P.M. and there were

PRESENT:

STANLEY JAY KEYSA, SUPERVISOR
JOSEPH R. BARNHARDT, COUNCILMAN
EDWARD A. BERENT, COUNCILMAN
PETER J. BOLENDER, COUNCILMAN
ARTEL J. METZ, COUNCILMAN

ABSENT:

NONE

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK
DOMINIC J. TERRANOVA, TOWN ATTORNEY
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY
EDWARD J. FERON, JR., TOWN ENGINEER
JOHN F. LUME, HIGHWAY SUPERINTENDENT

BID OPENINGS:

None

PUBLIC HEARING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M. the Town Board held a Public Hearing to hear all interested parties and citizens for or against the Proposed 1977 Special Districts Budget of the Town of Lancaster.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPONENTS

None

OPPONENTS

None

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN METZ AND CARRIED, by unanimous roll call vote, the Public Hearing was closed at 8:05 P.M.

The Town Board later in the meeting adopted a resolution hereinafter spread at length, adopting the 1977 Special Districts Budget of the Town of Lancaster.

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their Monthly Reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Police Department	June, 1976
Building Inspector	September, 1976
Town Justice Kelleher	August, 1976
Town Justice Dwan	August, 1976

REPORTS OF TOWN BOARD COMMITTEES:

Councilman Berent for the Police and Safety Committee reported on the Committee's review of the request of the LVAC to install a two-way radio transmitter in the tower of the Town Hall and also use of the abandoned police antenna in the tower peak. The purpose of the request was in anticipation of that time when the LVAC would have sufficient personnel to handle its own dispatching. The committee did not authorize the request since it is their feeling that the Lancaster Town Police Dept. is best equipped to handle dispatching on a 24 hour basis with their facilities.

PRESENTATION OF RESOLUTIONS BY COUNCILMEN:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board
held on September 20, 1976, as presented by the Town Clerk, be and hereby are
approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

~~xxx~~
The resolution was thereupon unanimously adopted.

October 4, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the United States Senate will shortly be voting on
the Unemployment Compensation Amendments of 1975 (HR 10210), which proposed
legislation will mandate that State and Local governments will either pay
unemployment insurance or, in the alternative, 100% of the cost of benefits
for laid-off employees, and

WHEREAS, State and Local governments have been struggling with
mandated costs enacted at higher levels of government without regard to the
ability of lower levels of government to bear the crushing costs of such
programs,

NOW, THEREFORE, BE IT

RESOLVED, the the Town Board of the Town of Lancaster memorialize
United States Senators Jacob Javits and James Buckley of the Town of Lancaster's
strong opposition and displeasure with the net effect that enactment of HR 10210
would have in mandating that State and Local governments will pay unemployment
insurance or, in the alternative, 100% of the cost of benefits for laid-off
employees. Such legislation, if enacted, would significantly raise administrative
costs to the Town of Lancaster, especially since this Town has a history of
maintaining strict budgetary rules in hiring, for the most part, only to replace
those employees lost by attrition, and

BE IT FURTHER

RESOLVED, that the Town Clerk forward a certified copy of this
resolution to United States Senators Javits and Buckley.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

&xx

The resolution was thereupon unanimously adopted.

October 4, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has considered
and reviewed the 1977 budget estimates and assessment roll for Special Districts,
spreading costs on a benefit basis, and

WHEREAS, a public hearing on said 1977 budget estimates and
assessment roll, pursuant to Legal Notice duly published and posted, has been
held by the Town Board of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the 1977 budget estimates and assessment roll for
Special Districts, spreading costs on a benefit basis, be and hereby is adopted
as the final 1977 Budget for Special Districts, spreading costs on a benefit
basis, and

BE IT FURTHER

RESOLVED, that said final budget as adopted be filed in the Office
of the Town Clerk.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~and~~
The resolution was thereupon unanimously adopted.

October 4, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Town of Lancaster Ambulance Board has recommended the appointment of certain individuals to the Town of Lancaster Volunteer Ambulance Corps and accepted the resignation of certain individuals from said Volunteer Ambulance Corps,

NOW, THEREFORE, BE IT

RESOLVED, that the following additions and deletions be made to the membership of the Town of Lancaster Volunteer Ambulance Corps:

Additions

Ruth J. Taggart
Keith S. Kerl

Deletions

Patti Guarino
Anthony Sibilio
Sara Sullivan
Donald Airey

and

BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is authorized and directed to take whatever action necessary with the United States Fidelity and Guaranty Company to provide Workmen's Compensation Insurance to cover the foregoing new members of the Town of Lancaster Volunteer Ambulance Corps and further to notify said United States Fidelity & Guaranty Company of the foregoing deletions to the said Volunteer Ambulance Corps.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYS	VOTED YES
COUNCILMAN METZ	VOTED YES

~~xxxx~~

The resolution was thereupon unanimously adopted.

October 4, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, persons in charge of the various Departments of the Town Government have submitted estimates of revenues and expenditures for the year 1977, and

WHEREAS, the Town Board has reviewed the estimates as prepared and filed by the various Departments and has met with said Department Heads relative to said estimates and made certain changes thereto, and

WHEREAS, the Budget Officer has prepared and filed a tentative budget with his budget message with the Town Clerk and the Town Clerk has filed same with the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that the Public Hearing on the preliminary budget of the Town of Lancaster for the year 1977 be held by this Town Board at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 25th day of October, 1976, at 8:00 o'clock P.M., Local Time, and

BE IT FURTHER

RESOLVED, that the necessary Notice of said Public Hearing upon the 1977 Preliminary Budget, as required by Section 108 of the Town Law of the State of New York, be published in the Lancaster Enterprise-Journal, the official newspaper, on October 14th, 1976, and be posted on the Town Bulletin Board.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

xxx

The resolution was thereupon unanimously adopted.

October 4, 1976

LEGAL NOTICE
TOWN OF LANCASTER
NOTICE OF PUBLIC HEARING
UPON THE 1977
PRELIMINARY BUDGET

NOTICE IS HEREBY GIVEN that the preliminary budget of the Town of Lancaster for the fiscal year beginning January 1, 1977, has been completed and filed in the Office of the Town Clerk at the Town Hall, 21 Central Avenue, Lancaster, New York, where it is available for inspection by any interested person during office hours.

FURTHER NOTICE IS HEREBY GIVEN that the Town Board of the Town of Lancaster will meet and review said preliminary budget and hold a public hearing thereon at the Town Hall, 21 Central Avenue, Lancaster, New York, at 8:00 o'clock P.M., Local Time, on the 25th day of October, 1976, and at such hearing any person may be heard in favor of or against the preliminary budget as compiled, or for or against any item or items therein contained.

Pursuant to Section 108 of the Town Law, the proposed annual salaries of the following town officers are hereby specified as follows:

Supervisor	\$ 16,206.00
Four (4) Councilmen	5,512.00 each
Town Clerk:	
(a) as Town Clerk	16,618.00
(b) as Clerk to Zoning Board of Appeals	315.00
Superintendent of Highways:	
(a) as Highway Superintendent	15,818.00
(b) as Sewer Superintendent	840.00

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF LANCASTER

ROBERT P. THILL,
Town Clerk

October 4, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, the Town of Lancaster has experienced increased incidents and complaints of indiscriminate and dangerous discharging of firearms within the Town of Lancaster, creating possible loss of life or injury to residents of the Town of Lancaster, it is deemed in the public interest that an Ordinance be enacted, to be Chapter 19, Firearms, of the Code of the Town of Lancaster, County of Erie, New York, to provide for a greater measure of public safety,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on a proposed Town Ordinance, to be Chapter 19, Firearms, of the Code of the Town of Lancaster, County of Erie, New York, will be held on the 18th day of October, 1976 at 8:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, and that Notice of the time and place of such hearing and copy of the proposed Ordinance be published in the Lancaster Enterprise-Journal and be posted on the Town Bulletin Board, which Notice shall be in the following form:

"Rescinded Oct. 4, 1976"
sk

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

NOTICE IS HEREBY GIVEN that pursuant to Section 130 of the Town Law of the State of New York, and pursuant to a resolution adopted by the Town Board of the Town of Lancaster on October 4, 1976, the said Town Board will hold a public hearing on the enactment of a proposed Ordinance to be Chapter 19, Firearms, of the Code of the Town of Lancaster, County of Erie, New York, on the 18th day of October, 1976 at 8:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons for or against the adoption of said proposed Ordinance, which shall read as follows:

CHAPTER 19

FIREARMS

- Sec. 19-1. Title
- Sec. 19-2. Prohibitions
- Sec. 19-3. Exceptions
- Sec. 19-4. Posting of Notice
- Sec. 19-5. Penalties for Offenses
- Sec. 19-6. When Effective
- Sec. 19-7. Validity and Separability.

Sec. 19-1. TITLE

This ordinance shall be known as the "Firearms Ordinance of the Town of Lancaster".

Sec. 19-2. PROHIBITIONS.

- A. It shall hereafter be unlawful for any person, firm, corporation or association to use or discharge, or permit to be used and/or discharged, any shotgun, revolver, pistol, rifle, spring gun, air gun, long bow, sling shot, machinegun or cannon, except in the lawful protection of person or property, within the following areas of the Town of Lancaster bounded and described as follows:

1. On the north by a line described as follows:

Commencing at the intersection of the north line of the Town of Lancaster and the east line of Transit Road; running thence easterly along the north line of the Town of Lancaster to a point 1000 feet east of the east line of Harris Hill Road; running thence south along a line 1000 feet east of Harris Hill Road and parallel to the east line of Harris Hill Road to the south line of the New York State Thruway; running thence easterly along the south line of the New York State Thruway to a point in said south line of the New York State Thruway 1000 feet east of the east line of Stony Road extended.

2. On the west by a line described as follows:

Commencing at the point of intersection of the north line of the Town of Lancaster and the east line of Transit Road; running thence south to the north line of the Village of Depew.

3. On the south by a line described as follows:

Commencing at the north line of the Village of Depew and the east line of Transit Road and running easterly, southerly, easterly, southerly, easterly and southerly along the north and east boundaries of the Village of Depew to a point in the north line of Walden Avenue 113.4 feet more or less from the west line of Belmont Street and thence easterly along the north line of Walden Avenue to a point 1000 feet east of the east line of Stony Road.

4. On the east by a line described as follows:

Commencing at a point in the north line of Walden Avenue 1000 feet east of the east line of Stony Road; running thence north parallel to the east line of Stony Road to the south line of the New York State Thruway.

- B. It shall be unlawful for any firm, corporation, or association to use or discharge, or permit to be used and/or discharged, any rifle of .22 caliber or greater, except in the lawful protection of person or property, within the boundaries of the entire Town of Lancaster outside incorporated Villages therein.

Section 19-3. EXCEPTIONS.

The provisions of this ordinance shall not apply to:

1. Any peace officer while engaged in carrying out his duties.
2. The regulated use of a pistol, rifle or target range operated and maintained by any duly organized membership corporation.
3. Programs conducted by public schools offering instruction and training in the use of firearms or long-bow.

Section 19-4. POSTING OF NOTICE.

Signs giving notice prohibiting the discharge of firearms in the areas described in Paragraphs A and B of Section 19-2 of this chapter shall be posted by the Town of Lancaster Police Department along each major highway at the entrance to that area.

Section 19-5. PENALTIES FOR OFFENSES.

Any violation of this ordinance is hereby declared to be an offense punishable as follows:

- A. For a first conviction, by a fine of not less than twenty-five dollars (\$25) nor more than one hundred dollars (\$100).
- B. For a second conviction within five (5) years of a previous conviction by a fine of not less than fifty dollars (\$50) nor more than one hundred fifty dollars (\$150).
- C. For a third or subsequent conviction within five (5) years of the first two (2) or more previous convictions, by a fine of not less than one hundred dollars (\$100) nor more than two hundred dollars (\$200) or by imprisonment for not less than thirty (30) days nor more than three (3) months.

Section 19-6. WHEN EFFECTIVE

This ordinance shall take effect immediately.

Section 19-7. VALIDITY AND SEPARABILITY.

In the event that any section, subdivision, paragraph or provision of this ordinance shall be adjudged to be invalid, such adjudication shall apply only to such portion thereof so expressly adjudged invalid, and the remainder of this ordinance shall be deemed to be in all respects valid and effective.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF LANCASTER

By: ROBERT P. THILL
TOWN CLERK

Dated: October 4, 1976

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

The resolution was thereupon unanimously adopted.

October 4, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, by resolution of the Town Board of the Town of Lancaster,
an agreement was authorized between the Town of Lancaster and Lancaster Central
School District to provide liability insurance and assume responsibility for
certain recreational facilities through the Town of Lancaster Recreation
Commission utilizing Lancaster Central School District property, and

WHEREAS, the attorney for the Lancaster Central School District
has submitted a modified agreement covering additional facilities used by
said Town of Lancaster Recreation Commission, which agreement has been filed
with the Town Clerk of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed
to executed said modified agreement, effective July 1, 1976, by and between the
Town of Lancaster and the Lancaster Central School District, providing liability
insurance and assuming responsibilty for swimming pools, gymnasias, playgrounds
and classrooms for programs conducted by the Town of Lancaster Recreation
Commission and/or other departments or agencies of the Town of Lancaster on
Lancaster Central School District premises, and

BE IT FURTHER

RESOLVED, that all executed copies be forwarded by the Town Attorney
to the School Attorney.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~xxx~~
The resolution was thereupon unanimously adopted.

October 4, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, it is the desire of the Town of Lancaster to renew the Agreement heretofore entered into by the Town of Lancaster, the Village of Lancaster and the Depew-Lancaster Boys' Club, Inc., for operation of the Junior Citizens Club which expires, according to its terms, on October 13, 1976, and

WHEREAS, the Town of Lancaster has been advised that increased State Aid per capita would be available for application toward funding of the said Junior Citizens Club and other Youth Programs in the event the Village of Lancaster withdrew its application for State Aid for Youth Programs of the Town and Village of Lancaster to permit the Town of Lancaster to assume Village eligibility for the purpose of programming for the youth of the Town of Lancaster, and

WHEREAS, by resolution of the Village Board of the Village of Lancaster duly adopted on March 22, 1976, the said Village of Lancaster has agreed to said withdrawal, and

WHEREAS, the State Division for Youth has made a change in its fiscal year, necessitating the renewal of said Junior Citizens Agreement for the period October 14, 1976, to December 31, 1976, and again renewed for the period January 1, 1977 to December 31, 1977,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Attorney be and hereby is authorized and directed to draw said agreements, and

BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute said Agreements on behalf of the Town of Lancaster

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED
COUNCILMAN BERENT	VOTED
COUNCILMAN BOLENDER	VOTED
SUPERVISOR KEYSA	VOTED
COUNCILMAN METZ	VOTED

The resolution was thereupon unanimously adopted.

October 4, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, vacancies exist in the position of Election Inspector of
the Town of Lancaster due to the resignations of Catherine Fragale R-1,
Marilyn Zotara R-25, Eileen Sacher D-25, Kathleen F. Lipiec D-21, and
the transfer of Emilia Wisniewski D-15 to D-26 and the creation of
District No. 26 of the Town of Lancaster

NOW, THEREFORE, BE IT

RESOLVED, that the following persons be and are hereby appointed to
the position of Election Inspectors of the Town of Lancaster for the
period October 2, 1976 to June 30, 1977:

Bessie Wezka R1
71 S. Irwinwood Rd.
Lancaster, New York

Helen Muszocki R26
155 Grant Street
Depew, New York

Eugenia Lopian R25
13 Hawro Place
Depew, New York

Dorothy Lux R26
10 Daniel Drive
Bowmansville, New York

Grace Small D25
5884 Broadway
Lancaster, New York

Alice Grzybowski D26
76 Center Drive
Depew, New York

Charlotte Zasowski D15
22 Houston Street
Depew, New York

Victoria Romans D21
223 Olmstead Avenue
Depew, New York

and

BE IT FURTHER

RESOLVED, that these inspectors shall be paid a salary as set forth
in the Schedule of Salaries for the Town of Lancaster Election Inspectors
for the year 1976.

The question of the adoption of the foregoing resolution was duly put
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

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The resolution was thereupon unanimously adopted.

October 4, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, the Lighting Committee of the Town Board of the Town of Lancaster has requested, and the New York State Electric & Gas Corporation has submitted, a proposal for improvement of street lighting on Peppermint Road within Consolidated Lighting District No. 1 of the Town of Lancaster, and

WHEREAS, the Lighting Committee of the Town Board, after investigation, review and consideration, has recommended the said installation as contained in said proposal,

NOW, THEREFORE, BE IT

RESOLVED, that the New York State Electric & Gas Corporation be and hereby is authorized to make the following installation within Consolidated Lighting District No. 1 of the Town of Lancaster:

Peppermint Road

Install 1 - 3350 lumen mercury vapor
lamp @ \$50.00 (Pole 18, Line 508)

\$ 50.00

Annual Increase

\$ 50.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

October 4, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 4143 to 4195 Incl.	\$ 71,080.08
Special District Funds	No. 169 to 171 Incl.	\$ 1,019.13
Part Town Funds	No. 347 to 351 Incl.	\$ 432.88
Highway Funds	No. 993 to 1003 Incl.	\$ 14,367.89
Trust & Agency Funds	No. 144 to 144 Incl.	\$ 31,742.85
Federal Revenue Sharing	No. 420 to 429 Incl.	\$ 3,309.78
Capital Funds	No. 237 to 238 Incl.	\$ 8,000.75

The question of the adoption of the foregoing resolution was
duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
SUPERVISOR KEYSA VOTED YES
COUNCILMAN METZ VOTED YES

~~xxx~~
The resolution was thereupon unanimously adopted.

October 4, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

RESOLVED, that the following Building Permit Applications be
and are hereby approved and the issuance of Building Permits be and are
hereby authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
100	Peter Merkwa	489 Aurora	EXT. FR. PVT. GARAGE
101	James Natalizia	378 Central	ER. DEM. FR. SIN. DWLG
102	Walter Samulski	3606 Bowen Rd.	ER. FR. SIN. DWLG

The question of the adoption of the foregoing resolution was
duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
SUPERVISOR KEYSA VOTED YES
COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

October 4, 1976

STATUS REPORT ON UNFINISHED BUSINESS:

1. Walden Pond Park - Federal Assistance Application
On September 20, 1976, the Town Board awarded a contract on Phase 1 of this project to Site Contractors, Inc. of Orchard Park, New York. The Town Clerk was directed to remove this item from future agendas of the Town Board.
2. Rezone Petition, Angelo and Fanny Arcadi
On September 24, 1976, the petitioners withdrew their petition. The Town Clerk was directed to removed this item from future agendas of the Town Board.
3. Subdivision Approval, Josela Enterprises, "Countryside Subdivision"
On February 6, 1976, the Planning Board granted a preliminary approval to the subdivider for this subdivision. The subdivider must now proceed with Step 5 of "Steps for Control of Land Subdivision" and proceed with the preparation of a final plat.
4. Rezone Petition, Broadway Steinfeldt Inc.
On August 31, 1976, this rezone petition was amended by the petitioner and presented to the Town Board, and referred to the Planning Board for review and report.
5. Subdivision Approval, Lancaster Industrial Park
On August 16, 1976, this matter was presented to the Town Board and referred to the Planning Board, Town Engineers, and Planning Consultant for review and report.
6. Rezone Petition, Guenther H. and Ewa G. Burkhardt
On August 16, 1976, this matter was presented to the Town Board and referred to the Planning Board for review and report.

PERSONS DESIRING TO ADDRESS TOWN BOARD:

None

COMMUNICATIONS:

525. Copy of the August, 1976 Report of Town Justice Kelleher.
526. Copy of the June, 1976 Report of the Police Chief.
527. Copy of a resolution adopted by the Elma Town Board resolving that each community and official in the County, concentrate on more efficient methods of rendering services, more effective use of personnel and less experimentation with programs, policies, regulations and procedures at the expense of taxpayers.
528. Chairman, Lancaster Ambulance Board to Town Board -
Recommendation for appointment of two members and notification of resignations of four members.
529. Town Engineer to Town Board -
Notification that the preliminary plans for the remodeling of the Town Hall and Opera House are complete with an estimated cost at \$670,000. plus legal and engineering fees.
530. Copy of the August, 1976 Report of Town Justice Dwan.
531. Leg. Daniel J. Ward to Supervisor -
Notification of disagreement with the Town on the proposed new policy of the ECIDA regarding total real property exemption.
532. Copy of a letter from the State Board of Equalization and Assessment to each municipality transmitting the tentative railroad ceilings for the 1976 assessment roll of the Town.
533. Chairman, Recreation Comm. to Town Board -
Recommendation that Keysa Pool be renovated with estimates transmitted.
534. Supervisor to Town Board -
Notification of investment of funds in the amounts of \$100,000. and \$200,000. with dollar yield of \$603.17 and \$1,862.00.
535. Town Clerk to Town Board -
Resume of actions taken in response to directions and resolutions of the Town Board Meeting of 9/20/76.
536. Highway Sup't. to Town Board -
Report of Annual Conference of Town Highway Sup't's. held 9/22/-9/23/76.
537. Anthony DiFilippo, III, to Town Board -
Notification that Mr. and Mrs. Angelo Arcadi are withdrawing their petition.

R & F

R & F

R & F

R & F

Building Committee

R & F

R & F

R & F

Budget Comm.

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COMMUNICATIONS CONT'D.DISPOSITION

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| 538. Copy of letter from Town Attorney to Supervisor Lexo, Town of Elma offering to contract for the reading of water meters and billing for same in regards to the interconnection of water main, Lancaster Town Line and Elma Town Line. | R & F |
| 539. Copy of a Memo from the N.Y.S. Dept. of Environ. Conservation to Municipal Officials giving dates, times, and locations of Construction Grants Workshops. | Environ. Conser. Comm. |
| 540. Highway Sup't. to Town Board -
Transmittal of letter from John Kujawski, Highway Dept. employee, giving notice of retirement effective 4/18/77. | R & F |
| 541. Supervisor to Town Clerk -
Transmittal of one copy of the 1977 Preliminary Budget for Special Districts. | R & F |
| 542. Copy of the September, 1976 Report of the Building Inspector. | R & F |
| 543. Erie & Niagara Counties Reg. Planning Board to Supervisor -
Notification that the "701" Federal funding assistance program through the Secretary of State's Office will no longer be allowed and requests assistance in directing a letter to the Secretary of State regarding this matter. | Sewer Committee |
| 544. Lancaster Village Attorney to Town Clerk -
Transmittal of Notice of Public Hearing to be held in the Municipal Bldg. on 10/25/76 at 8:00 P.M. regarding changes in Village of Lancaster Zoning Ordinances. | Youth Bureau Comm.
Narcotic Guid. Counc. |
| 545. Town Attorney to Town Board -
Request for a Public Hearing on 10/18/76 on a Firearms Ordinance. | R & F
Mrs. R. Johnson |
| 546. Town Attorney to Town Board -
Notification of a drawn resolution authorizing the Operating Agreement between the Town and the Depew-Lancaster Boys' Club. | Recrea. Comm.
Youth Bureau |
| 547. Copy of a letter from Lancaster Supt. of Schools to County Executive expressing concern about school buses traveling key roads in a safe and timely manner when the County takes over the snowplowing from the Town and commending the Town for the fine past service rendered. | R & F |
| 548. Supervisor to Town Clerk -
Transmittal of the 1977 Preliminary Budget. | R & F |

ADJOURNMENT:

ON MOTION OF COUNCILMAN BARNHARDT, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 9:00 P.M. out of respect to:

Ludwig F. Kahle

Signed

Robert P. Thill

Robert P. Thill, Town Clerk